United States House of Representatives
Washington DC 20515

July 7, 2015

Re: H.R. 2898 (Valadao) - “Western Water and American Food Security Act of 2015”

OPPOSE

Dear Members of the California Congressional Delegation:

The undersigned conservation and recreation organizations, outdoor businesses, and Native American Tribes urge you to reject Rep. Valadao’s H.R. 2898. Under the guise of water and food "security," H.R. 2898 proposes to maximize water exports, and weaken regulations protecting threatened and endangered fish and wildlife in California.

Passage and implementation of this complex legislation will almost certainly result in the extinction of the endangered Delta smelt in its native habitat and accelerate the already precipitous decline of the Central Valley’s wild salmon and steelhead towards extinction. It will also further degrade Delta water quality (the drinking water source for millions of Californians) and harm rural and urban communities throughout the state, while primarily benefitting just a few water districts in the southern Central Valley.

H.R. 2898 fails to provide real water and food security because of its narrow focus on maximizing water exports and expediting costly, ineffective, and environmentally destructive new dam projects. These water options cannot produce new water supplies in this unprecedented fourth year of drought (no matter how quickly they may be implemented) and they may never be able to produce new supplies with our changing (and likely to be drier) climate.
Just a few of the most egregious provisions of H.R. 2898 include:

- Complex technical direction for Delta water flows, upstream dam project operations, and Delta smelt incidental take calculations for which Congress has neither the expertise or authority to undertake (Sec. 102-103, 302-307).

- Selective use of alleged "new" science to mandate a non-federal fish predator control program that fails to address the many significant habitat and water quality issues - including blocked habitat, lack of spawning gravel, modified flows, high water temperatures, low dissolved oxygen levels, and high concentrations of pesticides - that have largely contributed to the decline of salmon in the Stanislaus River (Sec. 203).

- Mandate impossibly short deadlines for endangered species consultation, emergency environmental review and permitting, and expedited water transfers that will likely result in poor decisions, unacceptable environmental impacts, and increased litigation (Sec. 302, 305, 308, 309).

- Allow all the fresh water inflow from the San Joaquin River to be exported in April-May, which will further degrade Delta water quality, and expand water transfers well into the spring and fall, when threatened and endangered salmon and steelhead are most sensitive to modified flows (Sec. 302).

- Overturn a significant public investment in the legally and legislatively mandated goal of restoring salmon in the San Joaquin River in favor of an undefined "warm water fishery" (Sec. 313).

- Establish impossibly short deadlines for the completion of feasibility and environmental studies for CALFED dam projects and penalizes the Bureau of Reclamation if the deadlines are not met, which all but ensures that the studies will be incomplete or inadequate (Sec. 401, 403).

- Prohibit the Interior Secretary from discharging her duties under the National Wild & Scenic Rivers Act to protect the San Joaquin River Gorge, a river segment recommended by the Bureau of Land Management for National Wild & Scenic River protection (Sec. 402).

- Ignore the coordinated operation of state and federal water projects and weaken state protection for endangered species by promising additional water yield from federal sources to make up for state water delivery reductions that may be required by the California Endangered Species Act (Sec. 501).

- Make it nearly impossible to keep promise of no redirected adverse impacts on water rights in regard to Endangered Species Act compliance and other legal obligations (Sec. 503).
• Generally infringe on state water rights authority by guaranteeing full delivery of federal north of Delta water contracts in most water years (Sec. 505).

• Establish an oversight board for the expenditure of CVPIA restoration funds with nearly exclusive representation from water contractors and no representation from the U.S. Fish and Wildlife Service or the general public (Sec. 602).

• Penalize the Bureau of Reclamation for failing to complete and implement a CVPIA water replacement plan that is simply infeasible and fails to recognize that the state has likely reached its limit in regard to new water development (Sec. 604).

• Ordain that federal agencies not "distinguish" between naturally and hatchery spawned anadromous fish species when making endangered species determinations, despite substantial biological opinions to the contrary (Sec. 605).

• Transfer ownership and operational control of the federal New Melones Dam, in which million in public funds have been invested, to local water and power providers, apparently at no cost (Sec. 606).

• Prohibit water releases into the Trinity River that may be needed to prevent a repeat of the massive salmon die-off in the Klamath River that occurred in 2002 (Sec. 608).

• Establish unreasonable deadlines for the completion of environmental studies and for federal cooperating agencies to fulfill their legal duties in regard to reviewing and commenting on new dam projects (Sec. 705).

• “Streamline” and accelerate feasibility studies, environmental review, and permitting for new dam projects in a manner that will likely fail to identify financially and environmentally feasible alternatives and result in inadequate reports and poor decisions (Sec. 803-805).

• Fail to explicitly protect Sacramento Valley groundwater aquifers, which will likely increase pumping and export of north state groundwater south of the Delta.

Instead of passing this one-sided and environmentally destructive bill, we urge you instead to introduce and pass true drought relief legislation for California that protects water quality, aquatic ecosystems, and native fish and wildlife in our rivers and estuaries, while providing effective and timely relief to California communities, industry, and farms.

Effective drought relief legislation should focus on those immediate actions that will extend our existing supplies, reverse the near total loss of wild salmon runs, boost water conservation and efficiency, provide immediate relief for economically disadvantaged communities and neighborhoods that have run out of water, help mitigate the economic
impacts of reduced water deliveries to farms, and encourage the permanent establishment of fundamental and long term changes in how water is managed and used in California.

We believe that this goal is achievable only if the drought relief bill is drafted in public with the full participation of and input from all of California's water stakeholders.

California does need federal assistance and relief from this devastating drought. But Congress should not make this situation worse by passing drought relief legislation that overrides environmental laws, weakens state water rights authority, pits different regions of the state and different water users against each other, and focuses on the most costly and environmentally destructive water supply option (surface storage) that will provide little immediate drought relief.

Thank you for your consideration.

Sincerely,

Eric Wesselman
Executive Director ~ Friends of the River
1418 20th Street, Suite 100, Sacramento, CA 95811
eric@friendsoftheriver.org

S. Craig Tucker
Natural Resources Policy Advocate ~ Karuk Tribe
P.O. Box 1016, Happy Camp, CA 96039
tucker@karuk.us

Caleen Sisk
Spiritual Leader and Tribal Chief ~ Winnemem Wintu Tribe
14840 Bear Mountain Road, Redding, CA 96003
caleenwintu@gmail.com

Kyle Jones
Sierra Club California
801 K Street, Suite 2700, Sacramento, CA 95814
kyle.jones@sierraclub.org

Sage Sweetwood
Executive Director ~ Planning and Conservation League
1107 9th Street, Suite 901, Sacramento, CA 95814
sage@pcl.org

Cindy Charles
Golden Gate Women Flyfishers
1940 Sacramento Street #6, San Francisco, CA 94109
cindy@ccharles.net
Barbara Barrigan-Parilla  
Executive Director ~ Restore the Delta  
10100 Trinity Parkway, Suite 120, Stockton, CA 95219  
Barbara@restorethedelta.org

Conner Everts  
Facilitator ~ Environmental Water Caucus  
Director ~ Southern California Watersheds Alliance  
Co-Chair ~ Desal Response Group  
120 Broadway, Suite 105, Santa Monica, CA 90401  
connere@gmail.com

Carolee Krieger  
President ~ California Water Impact Network  
808 Romero Canyon Road, Santa Barbara, CA 93108  
caroleekrieger7@gmail.com

Tim Sloane  
Executive Director ~ Pacific Coast Federation of Fishermen's Associations  
P.O. Box 29370, San Francisco, CA 94129  
tsloane@ifrfish.org

Bill Jennings  
Executive Director ~ California Sportfishing Protection Alliance  
3536 Rainier Avenue, Stockton, CA 95204  
deltakeep@me.com

Dave Steindorf  
California Stewardship Director ~ American Whitewater  
4 Baroni Drive, Chico, CA 95928  
dave@americanwhitewater.org

Peter Drekmeyer  
Policy Director ~ Tuolumne River Trust  
312 Sutter Street, Suite 402, San Francisco, CA 94108  
peter@tuolumne.org

Cecily Smith  
Executive Director ~ Foothill Conservancy  
35 Court St, Ste 1, Jackson, CA 95642  
Cecily@foothillconservancy.org

Spreck Rosekrans  
Executive Director ~ Restore Hetch Hetchy  
P.O. Box 71502, Oakland, CA 94612  
spreck@hetchhetchy.org
Scott Gracean
Executive Director ~ Friends of the Eel River
P.O. Box 4945, Arcata, CA 95518
scott@eelriver.org

Dan Ehresman
Executive Director ~ Northcoast Environmental Center
1385 8th Street, Suite 226, Arcata, CA 95521
dan@yournec.org

Ryan Henson
Senior Conservation Director ~ California Wilderness Coalition
3313 Nathan Drive, Anderson, CA 96007
rhenson@calwild.org

Tim Woodall
President ~ Protect American River Canyons
148 Court Street, Auburn, CA 95603
twoodall@leuppwoodall.com

Dr. Michael Martin
Chairman ~ Merced River Conservation Committee
P.O. Box 2216, Mariposa, CA 95338
mmartin@sti.net

Lowell Ashbaugh
Conservation Vice-President ~ Northern California Council Federation of Fly Fishers
677 Equador Place, Davis, CA 95616
ashbaugh.lowell@gmail ~ NCCFFF.org

Stephen Green
President ~ Save the American River Association
4441 Auburn Boulevard, Suite H, Sacramento, CA 95841
gsg444@sbcglobal.net

Don Rivenes
Executive Director ~ Forest Issues Group
108 Bridger Court
Grass Valley, CA 95945
rivenes@sbcglobal.net

Dr. Mark Rockwell
California State Representative ~ Endangered Species Coalition
19737 Wildwood West Drive, Penn Valley, CA 95946
mrockwell@endangered.org
Larry Hanson
Manager – California River Watch
P.O. Box 816, Sebastopol, CA 95472
larryjhanson@comcast.net

Robyn DiFalco
Executive Director – Butte Environmental Council
116 W. Second Street, Suite 3, Chico, CA 95928
robynd@becnet.org

Richard Pool
President – Water4Fish
P.O. Box 5788, Concord, CA 94524
rbpool@protroll.com

Roger Thomas
President – Golden Gate Fishermen's Association
50 Briarwood, San Rafael, CA 94901
suedupuis@aol.com

Frank Egger
President – North Coast Rivers Alliance
13 Meadow Way, Fairfax, CA 94930
fjegger@gmail.com

Alan Levine
Director – Coast Action Group
126 Steiner Court, Santa Rosa, CA 95404
alevine@mcn.org

Barbara Vlamis
Executive Director – AquAlliance
P.O. Box 4024, Chico, CA 95928
(530) 895-9420

Nate Rangel
President – California Outdoors Adventure Connection
P.O. Box 476, Coloma, CA 95613
Nate@raftcalifornia.org

Dan Buckley
Owner – Tributary Whitewater Tours
P.O. Box 728, Weimar, CA 95736
rafting@whitewatertours.com
John Buckley  
Executive director ~ Central Sierra Environmental Resource Center  
P.O. Box 396 Twain Harte, CA 95383  
(209) 586-7440

George Wendt  
President ~ The O.A.R.S. Family of Companies  
P.O. Box 67, Angels Camp, CA 95222  
georgew@oars.com

Stephen Liles  
President ~ W.E.T. River Trips, LLC  
P.O. Box 160024, Sacramento, CA 95816  
Liles.stephen@gmail.com

Marty McDonnell  
Owner ~ Sierra Mac River Trips  
P.O. Box 264, Goverland, CA 95321  
marty@sierramac.com

Steve Welch  
General Manager ~ A.R.T.A. River Trips  
2400 Casa Loma Road, Groveland, CA 95321  
steve@arta.org

Keith Miller  
President ~ California Canoe & Kayak  
409 Water Street, Oakland, CA 94607  
keith@calkayak.com

Caleb Dardick,  
Executive Director ~ South Yuba River Citizens League  
216 Main Street, Nevada City, California 95959  
caleb@syrcl.org